G. R. S. IX-5]

*Previous references.*

Reserve

1918.

( Ct )

File No. 9676

Serial Nos. 1-5

*Later references.*

# GENERAL AND REVENUE SECRETARIAT.

---

*Serial Nos.* 1-5

**Part B for** March 19.

---

SUBJECT.

Question of locating Doddaballapur Munsiff's court at Bangalore.

---

(1) From, The Registrar, Chief court.
No R.O.C 7962 d 11-10-1918

Recommends that the Doddaballapur Munsiff's court may be located at Bangalore to ensure the better working of the courts & equal distribution of work among all the courts in Bangalore.

(2 5) To, The Chief Secretary. No G 20979 d 20-3-19

Sends a copy of letter from the Dt Judge B'lore & requests that the question of the construction of the quarters may be taken up at an early date.

Endorsed 7/5/19.

W D 1250—G P B—30,000 28-1-19

5307

G. R. S. III—1] 1918-19

GENERAL AND REVENUE SECRETARIAT.

( Courts )

NOTES.

File No.

FILE HEADING.

Question of locating Doddaballapur Munsiff's Court at Bangalore.

From

The Registrar, Chief Court of Mysore

No. R.O.C 796 Dated 10/11 Oct. 1918 Received

| Diary No. 5307 | Enclos. 2 Spare Copies. | Serial No. 1 |
|---|---|---|

BRIEF ABSTRACT OF LETTER.

Recommends that the Doddaballapur Munsiff's court may be located at Bangalore to ensure the better working of the court & equal distribution of work among all the courts in Bangalore.

NOTES AND ORDERS.

Subd. for orders.

GG 30/10/18

The chief court recommend the location of the Doddaballapur Munsiff's court at Bangalore on the following grounds:—

1. Doddaballapur has been very unhealthy of late.

NOTES—First Sheet.

WD 1232—GPB—20,000—18-11-18

G. R. S. III-2

General and Revenue Secretariat.

(2)

Ats File No. 96 of 1918.

| Serial No. | |
|---|---|
| | 2. Suitable accomodation for Munsiffs are not available for persons attending the Court, |
| | 3. Parties, witnesses, pleaders who are not residents of D. Ballapur, have to get away from the Court at a very early hour to enable them to take the train to the Court situated at an inconvenient distance from the station. |
| | 4. Munsiffs find difficulty in obtaining suitable accomodation. |
| | 5. As the Sub Division Head Quarters is in Bangalore, and as the Magistrate's Court having jurisdiction over D. Ballapur will also be located in Bangalore, it will be more convenient if the Civil Court also here. |
| | 6 The Civil work of the two Munsiffs Courts in Bangalore is very heavy, but if the Doddaballapur Courts located in Bangalore, a more convenient redistribution may be made. |

2) The recommendation was made by the Chief Court was also the one made in Sept 1902 when the Doddaballapur Court was re-established Govt did not accept their proposals.

NOTE—Contn. sheet.

5307

(3

G. R. S. III-2)

General and Revenue Secretariat.

Ub File No. 96 of 1918

Serial No.

there will be many disadvantages also in having too many courts located in Bangalore. First is, the work in many of the subordinate Civil courts is delayed on account of the lawyers being having engagements in a number of courts. More courts will mean more involve more delay & expenditure to the parties. Further, as whether the public will be benefited by the change is a point also to be considered by direct enquiry of the leading men of the places concerned.

GS
21/10

Dist. Mandya

1786
5/11/18

3) I am of the opinion that the necessity of the Court in question from Malavalli to Nagamangala does not call for any observation from me. The Court is not a Court of Appeal from the Subordinate Courts in the District. It is a Court of original jurisdiction in certain matters. It is not a Court to which appeals lie from the Subordinate Courts in the District. It is a Court of original jurisdiction in certain matters. It is not a Court to which appeals lie from the Subordinate Courts in the District. It is a Court of original jurisdiction in certain matters.

NOTE—Contn. sheet.

5307

WD 1223—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat.

C/S File No. [illegible] of 191[illegible]

Serial No.

[illegible]

NOTE—Contn. sheet.

2435
6-11-18

5/11/18

5307

WD 233—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat. | Court's File No. 96 of 1918.

Location of the Doddaballapur Munsiff's Court at Bangalore

Serial No.

4) I generally agree with the views of the First Member.

5) If there is any question of improving the existing accommodation or constructing new buildings, the same may be brought up for consideration about the 1st of April next.

11.11.18

6) Draft submd.

8/11 14/4

, Please put up fair draft as revised

16/11

7) Submd. with a revised draft.

16/11

8) In appraval of the order

orig proceedings, First Member)

9) draft approved by the 1st Member

5/12/18

10) Issue

11)

2. 2. The Regr. Chief Court 9.10.845 dt 9-12-18 States that Govt. are unable to agree with the Chief Court's proposal to locate the Doddaballapur

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat.

File No. 86 of 1918.

5307/10265

6

Serial No.

5,140 B
13/19/21 ATI
BRANCH.
17 DEC 1918

3

Munsiff Court at Bangalore & that the question of improving the existing accommodation may be brought up by the 1st April 1919.

From the Registrar
Roc 731 30-1-19

Suggests that the site recommended by the Sub Judge seems to be the best situated for the Munsiff's quarters for the Munsiff of this establishment and requests early orders in the matter.

Kind reference is invited to para 5 supra. The Army proposal to obtain improved accommodation or Government new buildings, if any, was asked to be brought up by the 1st April 1919. Submd. for orders.

Draft submd.
BG
7/2/19

BG
4/2/19
ASA
4/2

Draft replies to the Chief Court is submitted for approval & signature.

I Member) The reply may go in but the important thing is to expedite the construction of quarters. Please ask the Chief Engineer to take up the question

326
8-2-19

NOTE—Contn. sheet.

10265

7

G. R. S. III-2j

General and Revenue Secretariat. | C5 File No. 96 of 1918.

| Serial No. | |
|---|---|
| | as early as possible.<br>(I still think the better thing would have been to transfer the Court to Bangalore as the strongly recommended by the Chief Court; but probably the advantages for carrying the proposals may arise when we have to deal finally with the location of the Legislative Council a year or two hence).<br>15/5/19<br>Secretary<br>please take action<br>[illegible]<br>Please (1) Issue draft<br>& (2) Mark up a draft to the Chief Engr<br>D. M. [illegible] |
| 4 | In the Legislative Council Q. 1519 of 7th Dec. 19 states that the matter of construction of quarters for Ministers is engaging the attention of Govt.<br>Submits a draft to the Chief Engineer.<br>8/5<br>8/5.<br>A.M.<br>7/5<br>J. Stuart<br>D. M. 6/5 |

NOTE—Contn. sheet.

G. R. S. III-2]

10 Vos 8

General and Revenue Secretariat.

05 File No. 96 of 1918.

Serial No.

4 of 9

To The Chf Engr
No 20979 of 20-3-19
Forwards a copy of letter from the Dt Judge Anjaba and requests that the question of the construction of the quarters may be taken up at an early date.

The I Member wants to see this file please see Railway note separately
Sent
Noted 27/3
Seen by the I Member

Note—Contn. sheet.

WD A 1799—GPB—60,000—20-3-19—S.

G 5307

R.G.C. No. 7964 18-19 Land

A. B. REV. DEPT.

2 OCT 1918

Chief Court of Mysore,
Bangalore.
Dated 10th October 1918.

12672

From

M.T. GOPALIENGAR, Esquire, B.A., LL.B.,
Registrar of the Chief Court of Mysore.

To

C.S. BALASUNDARAM IYER, Esquire, B.A.,
Chief Secretary to the Government of Mysore,
Bangalore.

S i r,

Adverting to Government Proceedings No. J. 3152-3/ Cts. 222-11-7, dated the 21st April 1913, ordering the resuscitation of the Dodballapur Munsiff's Court at Dodballapur instead of at Bangalore as recommended by the Judges of this court as then constituted in this office letter No. 1127/82, dated the 18th September 1912, I am directed to state that the court has been working at that station since the 1st of July 1913 and that the experience of over five years has convinced the Judges that Dodballapur is not well suited for a Munsiff's Court and that the court should be removed to Bangalore.

Dodballapur has been very unhealthy of late years, and a good deal of difficulty is caused from time to time by outbreaks of plague: the work of the court is impeded and litigants and witnesses are put to some unnecessary trouble, inconvenience and expense. The village is not

one

10

one in which persons coming in to attend the court can find suitable accommodation for the night, and the result is, as explained in the munsiff's order of which an extract is appended, that parties, pleaders and witnesses who do not happen to belong to the immediate neighbourhood, seek to get away from the court at an hour early enough to enable them to take the train. The court is situated at an inconvenient distance from the railway station and the judges have no doubt that the munsiff's complaint has much justification. Dodballapur is only 25 miles from Bangalore where these inconveniences would not be felt: it is an inconsiderable village, and munsiffs find difficulty in obtaining there suitable accommodation for themselves and their families: and in the opinion of the Judges of the Chief Court it has nothing to recommend it as a site for a munsiff's court. The Revenue Sub Division of Dodballapur has it is understood its head quarters in Bangalore and it is proposed to locate in Bangalore the court of a first class magistrate with jurisdiction over Dodballapur. It will in these circumstances be to the advantage of the greater number of those who have recourse to the courts to have the civil court also located in Bangalore. There they can find better accommodation, and have a wider choice of qualified legal practitioners to assist them; it is only those persons who are inhabitants of Dodballapur itself, and the few practitioners residing there who will be injuriously affected, and their interests should not be allowed to stand in the way of a generally beneficial change.

The District Judge of Bangalore approves of the proposal and points out that it will have the additional advantage of enabling some relief to be given to the heavily worked courts of the munsiffs in Bangalore. To effect this object some redistribution of jurisdiction will be required but that does not present any great difficulty.

n.r.

It will be necessary or at any rate desirable to attach to the Chickballapur Court the most northerly portion of the present jurisdiction of the Dodballapur Court, and that is a change which as Government are aware has been before now advocated by some of the inhabitants of the Goribidnur taluq. This taluq being attached to Chickballapur it will be desirable to remove from the jurisdiction of that court the taluq of Devanahalli which forms a part of the Bangalore District.

The work of the Bangalore District would then be altogether in the hands of the courts at Bangalore and could it is suggested be distributed in the manner set out in the accompanying table. This will equalize the work of those courts to some extent, and there will be little difficulty in transferring a few cases now and then from a heavier to a lighter court in the same station if that should be found necessary.

If the proposal is approved it will be necessary to find a building for the third court in Bangalore. This can no doubt be done though it may not be altogether easy.

I am to say that the judges believe that the change proposed will be of benefit to the administration of justic in the Bangalore District, and will be found satisfactory to the majority of those who have to attend the courts and public offices of that district, and it may for a time at any rate avert the necessity of opening a new court in relief of the Bangalore Courts.

I am to express the hope that in the circumstances stated

stated it may commend itself to the Government also.

I have the honour to be,

Sir,

Your most obedient servant,

REGISTRAR.

N.G.

stated it may commend itself to the Government also.

I have the honour to be,

Sir,

Your most obedient servant,

REGISTRAR.

N.G.

Extract of paragraph 2 of the order of the Munsiff of Dodballapur in Miscellaneous Case No. 178 of 1916-17.

-----::O::-----

* * * * * *

2. I would nevertheless have excused the delay but for the fact that I am compelled in the interests of proper carrying on of work to disallow the applications. The court has shewn every indulgence to litigants. Exparte cases and those in which written statements have to be filed are taken up after the other first hearing cases are adjourned. Even then it has become practically impossible to commence evidence cases before 1 P.M. At 3 P.M. parties and witnesses make requests for permission to go away by the 4-30 P.M. train. It is impossible to squeeze six hours work into three hours every day, though the litigants and witnesses may have good reasons from their point of view to do so, such as for example plague at Dodballapur or in the villages. Court work has already suffered for several months and I think I must refuse these applications. I hold that petitioner has not alleged any "sufficient cause" for his absence so as to entitle him to have the exparte decree set aside. Application dismissed with costs. Pleader's fee Rs. 2/-."

---

N. Gopalan

REGISTRAR.

Statement showing the file of each of the Courts of the First Munsiff of Bangalore, Second Munsiff of Bangalore, the Munsiff of Doddaballapur and the Munsiff of Chickballapur if the redistribution of jurisdiction suggested in the office note dated the 13th August 1918 is made.

| Name of Taluk | 1914-15 | | 1915-16 | | 1916-17 | | Total for the three years. | | Average number of Suits a year | | Remarks. |
|---|---|---|---|---|---|---|---|---|---|---|---|
| | Original Suits | Small Causes | Original Suits | Small Causes | Original Suits | Small Causes | Original Suits | Small Causes | Original Suits | Small Causes | |
| **First Munsiff's Court, Bangalore.** | | | | | | | | | | | |
| Bangalore City | 524 | 1213 | 521 | 1366 | 558 | 1216 | 1603 | 3795 | 656 | 1501 | |
| Bangalore taluk excluding City | 74 | 180 | 120 | 224 | 171 | 303 | 365 | 707 | | | |
| Total | 598 | 1393 | 641 | 1590 | 729 | 1519 | 1968 | 4502 | | | |
| **Second Munsiff's Court, Bangalore.** | | | | | | | | | | | |
| Anekal | 58 | 93 | 76 | 79 | 81 | 87 | 215 | 259 | 578 | 444 | |
| Channapatna | 170 | 70 | 198 | 69 | 176 | 52 | 544 | 191 | | | |
| Closepet | 90 | 96 | 124 | 93 | 77 | 61 | 291 | 230 | | | |
| Kankanhalli | 106 | 107 | 123 | 101 | 112 | 68 | 341 | 276 | | | |
| Magadi | 103 | 124 | 129 | 157 | 110 | 96 | 342 | 377 | | | |
| Total | 527 | 470 | 650 | 499 | 556 | 364 | 1733 | 1333 | | | |

## Doddballapur Mansiff's Court.

| | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|
| Doddballapur | 225 | 202 | 231 | 102 | 254 | 52 | 710 | 356 | | |
| Devanhalli | 147 | 88 | 162 | 98 | 143 | 108 | 452 | 294 | | |
| Nelamangala | 147 | 158 | 146 | 63 | 156 | 54 | 449 | 275 | 637 | 417 |
| Hoskote | 106 | 98 | 87 | 113 | 108 | 115 | 301 | 326 | | |
| Total | 625 | 546 | 626 | 376 | 661 | 329 | 1912 | 1251 | | |

## Chickballapur Mansiff's Court.

| | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|
| Chickballapur | 184 | 150 | 226 | 180 | 188 | 154 | 598 | 484 | | |
| Siddaghatta | 140 | 72 | 185 | 65 | 165 | 89 | 490 | 226 | | |
| Bagepalli | 46 | 23 | 64 | 29 | 59 | 18 | 169 | 70 | 620 | 389 |
| Gudibanda | 34 | 16 | 36 | 25 | 33 | 15 | 103 | 56 | | |
| Gowribidanur | 171 | 178 | 178 | 59 | 151 | 94 | 500 | 331 | | |
| Total | 575 | 439 | 689 | 356 | 596 | 370 | 1860 | 1167 | | |

Respectfully

Registrar.

15

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

*Diary No. of letter replied to*.....

Section 45
File No. 96-18
Serial No. 2

GENERAL AND REVENUE SECRETARIAT,
( )
, *the* 191

No. G 10845

*Date of issue* 9.12.18

To

*Signed by* M. G. S. Iyr

The Registrar, Chief Court of Mysore

Sir,

Adverting to your letter No. 796 of 18-19 & 10-10/11 proposing that the Munsiff's Court at Doddaballapur may be removed to Bangalore, I am directed to state that Govt. regret that they are unable to agree with the Chief Court in regard to the proposal

over.

9/12/18

for locating the Doddaballapur Munsiff's court at Bangalore.

I am, however, to state that the question of improving the existing accommodation or constructing new buildings, if required, may be brought to the consideration of Govt about the 1st of April next.

I have etc

For Chief Secy.

List of enclosure

Copied by

Examined by

WD 86—GPB—60,000—15-11 16

10265.

17

R.O.C.No. 731/1918-19.

96-18

CHIEF COURT OF MYSORE,

BANGALORE, dated 29th January 1919.

GEN. & REV. SECTS. 57134

From

G. SREENIVASA IYER, Esquire, B.A., M.L.,
Registrar of the Chief Court of Mysore.

To

C.S. BALASUNDARAM IYER, Esquire, B.A.,
Chief Secretary to the Government of Mysore,
Bangalore.

Sir,

Adverting to correspondence ending with your letter No. G. 10845/Cts. 96-18-2, dated the 9th December 1918, stating that the Government do not agree with this court in regard to the proposal for locating the Dodballapur Munsiff's Court at Bangalore and inviting proposals for constructing new buildings at Dodballapur, if necessary, I am directed to forward herewith a copy of letter No. 2203/260, dated the 16th November 1917, from the District Judge of Bangalore, together with its enclosure, urging the necessity for the construction of quarters for the Munsiff and his establishment. I am to state that the grievances brought to notice by the District Judge seem to be real and to request that the Government may be pleased to pass necessary orders in the matter at a very early date. I am to add that the site

18

site suggested by the Munsiff and approved by the District Judge seems to be best suited for the quarters.

I have the honour to be,

Sir,

Your most obedient servant,

REGISTRAR.

N.G.

19

Letter No. 2203/260, dated 16th November 1917, from the District Judge of Bangalore, to the Registrar of the Chief Court of Mysore, Bangalore.

---

* Vide copy of letter No. 112, dated 5th November 1917, enclosed.

The Munsiff, Dodballapur, again invites notice to the fact that for want of housing accommodation in Dodballapur town, the Judge and officials of that court are put to the greatest inconvenience.

The inconvenience is real and has been always a standing grievance ever since the court was opened.

The Munsiff asks that Judge's and Officials' quarters may be built in the healthy open ground adjoining the court house which is a mile and a half from the nearest house in the town and has no other building near it except the Travellers' bungalow.

The well water there too is excellent whereas that in the town is brackish and most unwholesome.

The proposed construction of quarters for the Judge and officials would be a great boon and is a real necessity. I would therefore ask that the Chief Court may kindly press Government to effect it.

Sd/- R.B.Plumer,
District Judge.

---

"C O P Y"

REGISTRAR.

N.G.

Letter No. Dis. A 112, dated 5th November 1917, from the Munsiff of Dodballapur, to the District Judge of Bangalore.

---

I have the honour to submit that there are no suitable houses to dwell in for the officials as well as for the officers in this town. The officials who are compelled to live in the heart and extreme south of the town are to go to tank to fetch sweet water. They complain of their ill-health being due to the use of tank water as they do not find sweet water in the wells of the houses they live in, as almost all the springs of the wells in the town are of bitter water. Thus the want of good and ventilated houses free from leakage (all the flat mud roofed houses do leak and are consequently damp) and the absence of fresh water wells are the two chief sources for the ill-health of the town. The permanent residents occupy houses built on high level with raised foundation. Only ill-built houses in low grounds are generally available for rent. As there are no tile-roofed houses here, the officials live in the mud-roofed houses which during the rainy season give way, being soaked with water.

In front of the court house, that is to the west of the building, there is a big piece of a dry land of about 100 acres, capable of providing ample space for the construction of quarters for the officers and the officials. In this piece of land there are two wells of sweet water springs and two more at a distance of about a furlong and a half on the

north

1912

22

G. R. S. VI—G/32]

SUBJECT Construction of quarters for the municipp and his establishment at Dodballapur.

Diary No. of letter replied to G. 1265

Section cc

File No. 96-18

Serial No. 4

GENERAL AND REVENUE SECRETARIAT

( Court )

, the 191 .

No. G 8919

Date of issue 22/2/19

Signed by W.S. Rao

PWD.

To

The Registrar, Chief Court

Sir,

With reference to your letter R.O.C No 7319 dt 29-30-1-1919 requesting that necessary orders may be passed in the matter of the construction of quarters for the municipp and his establishment at Dodballapur, I am directed to state

over.

23

I am ... the attention of ...
that the matter ... may be duly considered and
... order communicated
... in the cause.

Sir Stanley

I have etc

Pp W
7 pc

For Chief Secy

Sir
7/2

List of enclosures.

Copied by

Examined by

WDS6–GPB–60,000–15-11-16

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

*Diary No. of letter replied to*.....

Section CL

File No. 96-08

Serial No. 5

GENERAL AND REVENUE SECRETARIAT,

( )

*, the* *191* .

No. 20979(2)

*Date of issue* 20.D.19

To

*Signed by*

The Chief Engineer

&c.,

In forwarding herewith a copy* of letter No. 2203/260 B/16-1-(2) from the Dist. Judge, Bangalore together with its enclosure in the matter of construction of Quarters for the municipal Doctor at Doddaballapur this establishment, I am directed to request that

over.

* Please type copies.

Rec'd 14/3

14/3/19

25

the question of the construction

of the quarters may be

kindly taken up as

early as practicable

possible

I have etc

D. W. C/S

for Chief Secy

8/6/13

*List of enclosure*

*Copied by*

*Examined by*

WD 86—GPB—60,000—15-11 16